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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop 16, Director of the US Patent and Trademark Office, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 21, 2005.

Gregory D Suh

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:
Helmbrecht, et al.

Examiner: Sterling, Amy Jo

Serial No.: 10/703,391

Group Art Unit: 3632

Filing Date: 11/7/2003

For: DEFORMABLE MIRROR METHOD
AND APPARATUS INCLUDING
BIMORPH FLEXURES AND
INTEGRATED DRIVE

REQUEST FOR REFUND UNDER 37 CFR 1.26 (MPEP 509)
FEE PAID BY MISTAKE

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Sir:

I. REFUND REQUEST

This is a request for a refund in the amount of \$455.00 with respect to the \$910.00 charge to the credit card account shown on the attached Credit Card Payment form dated July 1, 2005, for the above identified patent application.

II FEES CHARGED FOR WHICH REFUND IS REQUESTED

The attached Credit Card Payment form dated July 1, 2005 in the amount of \$910.00 includes a

Adjustment date: 09/21/2005 SDIRETA1
07/06/2005 CCHAU1 00000074 10703391
01 FC:1801 -790.00 OP
Adjustment date: 09/21/2005 SDIRETA1
07/06/2005 CCHAU1 00000074 10703391
02 FC:1251 -120.00 OP

09/21/2005 SDIRETA1 00000003 10703391
01 FC:2801 395.00 OP
02 FC:2251 60.00 OP

Refund Ref:
09/21/2005 0030025641

Credit Card Refund Total: \$455.00

\$790.00 Request for continued examination (RCE), and a
\$120.00 Extension for response within first month
\$910.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Appellant mistakenly paid **\$910.00**, and now realizing that the fees for "Small Entity Fee" is **\$455.00**, including **\$395.00** for Request for continued examination (RCE), and **\$60.00** for Extension for response within first month. Therefore, the refund requested is **\$455.00**

\$910.00 mistake
\$455.00 correct
\$455.00 refund requested

Appellant respectfully requests refund of this **\$455.00** fee paid by mistake.

IV. MANNER OF REFUND


Please make a refund of \$455.00 to our deposit account. The account number is 501128.

Dated: July 21, 2005

Respectfully submitted,
STATTLER JOHANSEN & ADELI LLP

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By: _____


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